



### **Notice of Intent to Adopt Regulations and Hearing**

Pursuant to sections 4-168 and 22a-6 of the Connecticut General Statutes, the Commissioner of Energy and Environmental Protection hereby gives notice of his intent to amend sections 22a-66-1, 22a-66-5, 22a-66a-1, 22a-66z-1 and 23-61a-1 through 23-61a-8 of the Regulations of Connecticut State Agencies. These regulations are being proposed under the authority of sections 22a-6, 22a-66(c), 22a-66a(g), 22a-66z and 23-61a of the Connecticut General Statutes. Notice was published April 17, 2012, and a hearing was requested by more than 25 persons prior to the close of the comment period, which ended May 17, 2012. Accordingly a hearing will be held on July 23, 2012 at 1:00 P.M. in the Russell Hearing Room at DEEP headquarters, 79 Elm St., Hartford CT.

The proposed amendments would revise certain sections of the state's pesticide management regulations as well as regulations concerning the licensing of arborists. The purpose of these regulations is to ensure that work performed by pesticide applicators and arborists is conducted in a manner that does not adversely impact human health or the environment.

The proposed revisions a) make technical corrections to the language and format of the regulations for clarity and program consistency; b) create a new class of operator which will be authorized to make independent decisions in the field without written instructions from a supervisor; c) allows the commissioner to issue aquatic chemical permits for a period of up to three years which will reduce the administrative burden on both the department and permit applicants; d) clarifies the content and format of signs that are required to be posted when pesticide applications take place to ensure that pesticide notification language is clear and obvious; and e) amend the arborist licensing regulations to make the regulatory language consistent with

statutory language and to reflect fee increases recently imposed by statute.

Copies of the proposed regulations are available for public inspection during normal business hours at the Department of Energy and Environmental Protection's Bureau of Materials Management and Compliance Assurance, Waste Engineering and Enforcement Division, 4th Floor, 79 Elm Street, Hartford, CT. A link to the proposed regulations is available at the Department's website at: [www.ct.gov/dep/publicnotices](http://www.ct.gov/dep/publicnotices). The proposed regulations can also be obtained by calling the Bureau of Materials Management and Compliance Assurance, Pesticide Management Program, at (860) 424-3324. With this notice the Department seeks comments only on the proposed amendments to the regulations. The Department is not seeking comments on language that is not being revised.

All interested persons are invited to present their views regarding the proposed regulations at the hearing or by submitting written comments on the proposed regulations. These may be submitted to Mr. Bradford Robinson, Department of Energy and Environmental Protection, Pesticide Management Program 79 Elm Street, Hartford, Connecticut 06106-5127 not later than July 23, 2012.

DEEP is an affirmative action/equal opportunity employer and service provider. In conformance with the Americans with Disabilities Act, DEEP makes every effort to provide equally effective services for persons with disabilities. Individuals with disabilities who need this information in an alternative format, to allow them to benefit and/or participate in the agency's programs and services, should call 860-424-3035 or e-mail the ADA Coordinator, at [DEP.aaoffice@ct.gov](mailto:DEP.aaoffice@ct.gov). Persons who are hearing impaired should call the State of Connecticut relay number 711. Requests for accommodations must be made at least two weeks prior to the program date.

\_\_\_\_ 5/29/2012 \_\_\_\_\_  
Date

\_\_\_\_/s/ Macky McCleary\_\_\_\_\_  
Macky McCleary  
Deputy Commissioner

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